

# Delaware Thoroughbred Racing Commission Minutes of Regular Meeting Held On July 11, 2012

The Delaware Thoroughbred Racing Commission held a regular meeting on Wednesday, July 11, 2012, at 10:15 a.m., in the first floor conference room of the Horsemen's Office, located on the grounds of Delaware Park, 777 Delaware Park Boulevard, Wilmington, Delaware 19804.

The following Commission members were present:

Bernard J. Daney, Chairman (out-going)

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W. Duncan Patterson, Jr., Chairman (incoming) Secretary/Commissioner
Henry James Decker, Commissioner
Debbie Killeen, Commissioner
Edward J. Stegemeier, Commissioner
The following individuals also were present:
Andrew Kerber, Esq., Deputy Attorney General, Commission Counsel
John F. Wayne, DTRC, Executive Director
Steven Bertrando, Horseman
Mindy Coleman, The Jockey's Guild
Robert E. Colton, Delaware Jockey's Association, Director
Mrs. Arlene (Bernard J.) Daney
Rebecca Frost, University of Delaware, guest of Ms. Carissa Wickens
Jeff Ganc, Delaware Park, Assistant Director of Security
Greg Griffith, Horseman
Bessie Gruwell, DTHA, Executive Director
G. Jack Houghton, Jr., DTRC, Chief State Steward
Gina Kisielewski, Horseman
Ruth Lee, DTRC, Licensing (taking photographs)
Madeline Locke, DTHA, President
Ed Martin, Association of Racing Commissioners International, President
John E. Mooney, Delaware Park, Executive Director of Racing
E. Jane Murray, Thoroughbred Racing Associations of North America, Dir of Services
Michael Murray, Horseman
Nancy Myshko, Delaware Park Senior Vice President Human Resources
Scott Peck, Horseman
Anthony Pecoraro, DTHA Board Member, Horseman
Shelley Perkins, DTRC, Paralegal I (recording minutes)
John T. Peters, D.V.M., DTRC, Chief Commission Veterinarian
Ramon L. Rodriguez, DTRC Inspector
Joe Strug, Dalare Associates, Inc., Director
Francis J. Swift, Jr., DTRC Inspector
Jane C. Teichner, V.M.D., DTRC, Associate Commission Veterinarian
Paul Trapani, Owner/Trainer, DTHA Board Member

Michael Vild, Esq., Delaware Park, Sr. Vice President of Racing/General Counsel Carissa Wickens, University of Delaware, Assistant Professor, Animal and Food Sciences

# 1. <u>WELCOME AND CALL TO OR</u>DER

At 10:13 a.m., Chairman Daney called the meeting to order and welcomed those in attendance. An audio recorder is in use by the commission and a digital recording of the meeting is underway. Attendees should silence their cell phones and personal devices.

### 2. APPROVAL OF MINUTES

Upon a motion duly made (Killeen) and seconded (Decker) minutes of June 13, 2012 were approved as submitted.

# 3. PUBLIC HEARING (continued to August 8, 2012)

### A. ASR-06-2012: Joseph Rocco, Jr. – Appeal of Steward's Ruling #06-2012

On July 6, 2012, the commission received and granted a request from jockey agent, Mr. Mark Mace, for a continuance.

We had a public hearing scheduled for today it was the appeal of stewards ruling 06-2012 in reference to Joseph Rocco Jr. we did get a request from the appellant asking for a continuance and he has retained counsel and counsel is available to him after he files his pro hoc vice for Delaware for the August meeting. Mr. Katz is his counsel. How long does that usually take for him to file and to be authorized? – if he has an attorney lined up in Delaware that he does business with they can probably get it done in an afternoon. However if you wait until a holiday weekend then it's going to take longer. That's why we got the request for continuance from the appellant which is acceptable. Mr. Wayne conferred with the commissioners and Mr. Kerber and it was agreed that the continuance would be granted. If you denied that request then the continuance would not have been granted.

- The appeal is re-scheduled for the commission's next meeting, scheduled for 10:15 a.m., on Wednesday, August 8, 2012.
- Mr. Rocco has retained counsel, Mr. Gary Katz; however the Pro Hac Vice has yet to be filed with the prothonotary's office of the Superior Court of Delaware.

## 4. <u>NEW BUSINESS</u>

A. Mr. Ed Martin, President, Association of Racing Commissioners International (ARCI)

Executive Director Wayne introduced Mr. Martin. "We have Mr. Ed Martin, president of the ARCI who took time out of his busy schedule on his way to the hearing tomorrow in Washington, D.C. in reference to some of the emerging issues that face us in racing."

In a prepared statement, Mr. Martin addressed the commission and made the following report.

"First, I'd like to say that I appreciate the opportunity to be here with you. Unfortunately, we don't get to see all the commissioners at the various ARCI meetings due to conflicts and budgets being what they are it makes it difficult. We want to thank the Delaware Thoroughbred Racing Commission for not only your membership in the Association but the time and the effort that, Mr. Chairman, have given over the years as well as Duncan, Ed, and Jim, and especially your executive director who chairs our licensing technology committee.

Racing is under an interesting challenge right now in that not only have there been a series of articles written in publications like the New York Times that cast the sport in a very negative light but there is a move in Washington to federalize the regulation of racing. It started with a well-meaning attempt to try to deal with what some people were perceiving as concern over the number of breakdowns in Thoroughbred racing but, with the added press coverage, it seems to have gotten new life and there is a U.S. Senate Commerce hearing tomorrow, and I've been asked to testify. Some of the things I'll say tomorrow I'd like to say here today.

There is a bill pending before Congress that is the Udall/Whitfield bill that would basically put the determination of equine medication policy in the hands of the federal trade commission. The federal trade commission is a federal agency that does not have one veterinarian on staff. Now, say what you like about how the state racing commissions determine medication policy but it's through a fairly exhaustive process that involves the ARCI Veterinarian Pharmacology Committee with regard to the drug classifications, recommendations from the Racing Medication and Testing Consortium that are based upon the review of the Scientific Advisory Committee and another review by the Drug Testing Standards and Practices Committee that Mr. Patterson chairs. Then it goes to the Model Rules Committee and the Association makes a recommendation and it goes out to all the commissions and, for the most part, the commissions adopt most if not all of the model rules. The determination of the penalties is the area that there is not really uniformity but that is a matter based on individual cases and individual jurisdictions.

The second problem with the Udall/Whitfield bill is the fact that it does not address the need for funding. You create a new responsibility on a federal agency and you don't give them a dime to do it. It's an interesting proposal.

The next issue is that they are frustrated with the concept of repeat offenders in racing. People who have violated the medication rules multiple times in their career and there is a belief that they should be kicked out after three times. So the proposal, basically, if you have been in the business for 20 years and you get your third bute positive you're out for the rest of your life under that proposal. You know, sometimes in politics and government the perception is not really the reality and the perception that has been created by this discussion going on in Washington has resulted in front-page stories in U.S. Today and pieces on the CBS Evening News pretty much equating the race day administration of furosemide with horse doping and I'm on a panel tomorrow with a veterinarian who has done a study that is going to claim that the effects of lasix are the same as EPO and that's the first time I think we've heard of this and you know when you look at this sport and the number of horses that are tested every year and the number of horses that come back with a positive result meaning there was something found it's about one percent which means that 99 percent of the horses tested come back clear. Out of the one percent that come back positive 85 percent is for a legal therapeutic substance administered by a licensed veterinarian. When you look at repeat offenders we surveyed the entire ARCI database for the past decade out of 37,000 individual trainers who have had drug violations over the course of 2000 through 2010 of those who had class 1 or class 2 violations you're talking 47 people out of 37,000 trainers for those people who have three or more class 1 or 2 violations. You can make a substantive argument that those 47 people probably shouldn't be in the sport but it's not the rule it's not the norm. when you look at what the repeat offender rate is in society its 70% in horse racing we're talking less than one half of one percent. If you compare those people who get violations of our drug rules in horse racing again through those eleven years there were 366 individuals who have a class one or class 2 violation that's about one percent. Now if you equated that with what goes on in other sports we don't have drug violations like that but let's equate it with felony arrests in the NFL out of all of their players 34 arrested out of 1700 players that's 2 percent. In major league baseball out of all of their players the ones that get arrested are 2.1 percent and the NBA is the worst with 5.1 % so you could make an argument that racing is cleaner and better behaved than all the other professional sports. Now I know I'm probably going to be asked a number of tough questions about certain individuals who have a number of violations over the course of their sizable career - this concept that is being floated in Washington is - uh- I had the honor of working on Capitol Hill for 9 years of my life and it's a wonderful place to work and it's changed a lot and I think that there is a misunderstanding with this sport and unfortunately with the issues that they have on their plate I don't know that they've ever given the time to really fully and understand this sport. The state racing commissions like all of you in this room this is what you do this is all you do. There is an issue with uniformity the regulatory structure it was created in this sport was created at a time years ago before we had interstate simulcasting before we had as many individuals participating in as many jurisdictions as we have now. ARCI, in working with the council of state governments and a number of other industry organizations; national HBPA, the USTA, the AQHA, the Jockey Club, and Keeneland, we've come forward with a state legislative proposal to create an interstate racing regulatory compact - it's an interstate compact that would basically help advance uniformity but help commissions also pole regulatory resources across jurisdictional lines and maybe achieve some economies of scale. It's also a way for an industry to avoid federal legislation that would put the federal government in their business. It's what the counsel of states government say is the surest way to halt the federal governments' march toward the federalization of something is to form a compact and start working in a jurisdictional way. So far only one

state, Kentucky, has passed that bill; 2 other states have legislation on the books that have authorized their state racing commission to enter into a compact once it is formed, they are Virginia and Colorado. The legislation was moving through the New York legislature and due to kind of a disagreement between the New York regulator and the horsemen's association up there is was kind of blocked. But the compact would be a very effective immediate reform that would advance uniformity and advance commissions do their business help standardize certain standards that we now have at individual commissions in terms of the promulgation of rules and may save john and staff some frustration time to time by consolidating. We ask that you try to advance that here in Delaware the ARCI has endorsed that and we would hope to see over the years that that could become enacted. We have since picked up the support from the national HBPA that recently has decided to sign on to that, the jockey club has endorsed it and the AAEP has now endorsed it so these are meaningful reforms and when you consider the alternative that's being discussed in Washington it might make sense to start getting your arms around that at this point in time. Big issue on the table for everybody is race day furosemide - there are very strong feelings on all sides of that issue the ARCI Regulatory Veterinary Committee is in the process of researching all the literature that's out there with regard to the manipulation of electrolyte in the horse. We're hoping that at our meeting in three weeks in Saratoga their report will come forward with a preliminary analysis of what they found. This is a tough issue because it came in out of an equine concern over EIPI and it can have a modest effect on performance but in the regulation of the contest if you've allowed any horse that pretty much wants to be on furosemide to be on furosemide you haven't given anybody an unfair advantage so you can't necessarily equate it with horse doping or drugging as some people in Washington are trying to equate it.

Having said that, most regulators don't like the concept of any medication being administered to any horse that's going to race that day, for any purpose. And it's kind of a begrudgingly accommodation people have made but it does violate a sacrosanct principle. Now we've been told by the national HBPA in the Olympics they allow clenbuteral to be administered the day of event to an asesmatic so racing wouldn't be the only sport where you have an exception for therapeutic medication that can affect performance if there is a medical need. What's happened in racing is we've pretty much determined that every horse has a medical need regardless of whether eiph is stage 1, 2, 3, or 4. That's probably indicative of the fact that a lot of people are giving lasix to their horses not because of an equine care concern but because they don't want to be at a disadvantage to the other horses racing in the race. When you bring up this issue in any discussion it's like watching the old abbot and Costello movie when they brought up the Susquehanna hat company, people start turning slowly and the next thing you know you have a large fight on your hands. Unfortunately this issue has been taken to Washington and I don't think these types of issues are best decided in a political process or even in a bureaucracy without veterinarians. And so I call this out to your attention. I don't think tomorrows hearing is going to lead a ground swell of support that is going to spark moving federal legislation but there definitely is a drum beat and the sponsors of this bill have picked up additional co-sponsors that the least of which is senator Charles Schumer out of new York who is deputy majority leader so this needs to be on everybody's radar screen. Last item I need to tell you about Mr. Chairman is that the Racing Medication and Testing Consortium and ultimately ARCI are in the process of looking at reforming some of our model rules with regard to medication and we're looking to go to 2 classifications. A list of medications that is normal and appropriate that are to be used in equine care. And everything else and everything else means that it doesn't belong in the horse and it definitely doesn't belong in the horse on race day and it may not even ever belong in a horse. Tougher penalties for those and measured progressive penalties that triple wire and, think of the comparison to motor vehicles, you get points for violations. If you get too many points you get suspended for a while and if you really get too many points maybe you get kicked out. What we haven't' discussed is over time whether or not those points drop off. And I thank you for the opportunity to be here and if you have any questions I'd be happy to address them.

### 4. <u>NEW BUSINESS</u>

# B. Chairman, Bernard J. Daney

Executive Director Wayne reported Chairman Bernard J. Daney's decision to step-down as Chairman of the DTRC and announced secretary/commissioner, Mr. W. Duncan Patterson as the new DTRC chairman.

In a prepared statement, Mr. Wayne made the following announcement:

"Mr. Daney has been Chairman of the Delaware Thoroughbred Racing Commission since August of 1993. He has been a member of the board of Directors of the Association of Racing Commissioners International since 1997. He is former Chairman of the Association of Racing Commissioners International, March 2006-April 2007. During 2007, Mr. Daney became President of the TRAC program which is an acronym for Therapeutic Riding at Carousel which services disabled and physically challenged persons.

Mr. Daney was involved in the early days of the National Racing Compact and guided the Compact legislation through the Delaware Senate and the prompt signing by then Governor, Thomas R. Carper. Delaware was the fourth state to pass the legislation which made the Compact a full governmental entity unto its own. He also has served as Vice-Chairman and is presently Secretary/Treasurer of the Compact.

In his role as Chairman of the Delaware Thoroughbred Racing Commission he has taken a strong stance on health issues that affect the equine athlete with the purpose of protecting the animals that make our sport great. He is also an advocate for jockeys and horsemen promoting fair-play and equity for all participants. As an ex-officio member of the Delaware Jockey's Health and Welfare Benefit Board, they oversee approximately \$350,000.00 annually to supplement insurance for the participating jockeys. Outside of Delaware, Mr. Daney was a board member and Treasurer of the Pennsylvania Horse Breeder's Association for over 20 years, retiring from their service in 2003. Also, Mr. Daney was instrumental in forming the Eastern States Racing Commissioners and Executive Directors organization that formerly met throughout the year in the Mid-Atlantic Region.

Mr. Daney and his family have been breeding and racing thoroughbreds in excess of 30 years. According to records of the Jockey Club, they have bred in excess of 100 horses including the grand dam of "FUSAICHI PEGASUS." They have been active in buying and selling horses at Saratoga, Keeneland. and Timonium for many years.

Specifically, all of the Daney's four sons have links with horses and racing. Son Christopher is an avid fox hunter with the Cheshire Hunt in Unionville, Pennsylvania. Gregory is an equine artist and has done many paintings which are displayed in prominent places as the Delta terminal in Lexington, Kentucky, Kentucky Horse Park, Atlanta Polo Club, and Delaware Park to name a few. Son Michael is a graduate of the University of Kentucky school of Law and resides on the Hopkins family farm of Elberton Hill, Maryland. Dwayne is an avid racing fan and supporter.

In recognition of his 19 plus years as Chairman of the Thoroughbred Racing Commission we say congratulations and looking forward to his next role as he transitions to Thoroughbred Commissioner.

We furthermore congratulate our next Chairman, William Duncan Patterson. A formal letter from Governor Markell will be forthcoming."

Chairman Daney received a round of applause in recognition and appreciation, and, following a round of applause, Mr. Daney presented the chairman's gavel to Mr. Patterson. The meeting was placed under the direction of Chairman Patterson.

### 5. REPORT FROM EXECUTIVE DIRECTOR

### A. Summary of Activities Report

Executive Director Wayne submitted his written report to the commission and read into the record the statistics for the period June 1 to June 30, 2012. Report details included the following:

	June 2012	Year-to-Date
Number of persons fingerprinted		65
Fingerprint fees collected	\$ 1,185.00	\$ 4,135.00
DTRC Licenses issued	665	3,177
Amount of fines collected	\$ 3,735.00	\$ 6,685.00
License fees collected	\$30,065.00	\$107,360.00
Contacts by other racing jurisdictions	17	
ARCI national surveys answered	8	
National background investigations	6	
National license applications reviewed.	36	
Out-of-competition tests conducted_	20	
Human drug and breathalyzer tests conducted	4	
DCTP Farm verifications	0	
FOIA requests	0	
Media contacts	3	
Police/VLEU contacts	11	
Active investigations	29	
Legislative contacts	10	
Inquiries from the public	11	

### B. Extreme Heat – Saturday, June 30, 2012

Executive Director Wayne reported that, upon the recommendation of the Chief Commission Veterinarian, John T. Peters, live racing scheduled for Saturday, June 30, 2012, was cancelled due to extreme heat forecasted by the National Weather Service. The National Weather Service's prediction was accurate as the day turned out to be extremely hot and would have posed potential health risks to horses and participants. Press releases quoting Dr. Peters were sent out to media services by the DDA Information Officer and by Delaware Park.

### 6. REPORT FROM CHIEF COMMISSION VETERINARIAN

Dr. Peters thanked Chairman Daney for his service and congratulated Mr. Patterson on being named DTRC Chairman, commenting that: "We're all for you."

## A. <u>Veterinary Health Statistical Report</u>

Dr. Peters reported that through June 30, 2012, there have been 2 racing fatalities: 1 due to a heart attack and 1 caused by a muscular injury. Through June 30, 2012, there have been 2 training fatalities: 1 due to a fracture and 1 due to a condoler fracture.

### 7. REPORT FROM DELAWARE THOROUGHBRED HORSEMEN'S ASSOCIATION

# A. Extreme Heat – Saturday, June 30, 2012

Live racing scheduled for Saturday, June 30, 2012, was cancelled at 10:00 a.m. on Thursday, June 28, 2012, when extreme heat was forecasted by the weather bureau.

DTHA Executive Director, Ms. Bessie Gruwell, reported that the horsemen had complained to the DTHA about how racing had been cancelled so far in advance of the race day. Ms. Gruwell reported that the DTHA had called the weather bureau (the morning of June 30<sup>th</sup>) and it was 94 degrees with a nice breeze, and, although the forecast had been for temperatures to reach 99, the high temperature for the day had reached only 97 degrees.

Chief State Steward, Mr. G. Jack Houghton, Jr., remarked that the stewards had heard from some owners and trainers asking when the decision to race would be made, and what asking what the delay was in making the decision.

Mr. John E. Mooney reported that trainers and owners had been complimentary of the 48 hours notice, and in his opinion, "the further out the better."

Ms. Gruwell reported that the horsemen would prefer a 24 hour notice of cancellation, especially when the decision whether or not to race is based upon forecasted weather conditions.

# B. Ms. Sprenger, Secretary to the DTHA Executive Director

Ms. Gruwell reported Ms. Sprenger's resignation after 15 years with the DTHA. There will be a small gathering in the horsemen's office on Saturday, July 14, 2012. Commissioner Decker recommended that the commission send a letter of commendation to Ms. Sprenger and asked that Mr. Wayne draft a letter for that purpose.

### C. Delaware Certified Thoroughbred Program (DCTP)

Executive Director Gruwell submitted the attached report through July 1, 2012.

### 8. PUBLIC COMMENT

No public comment was volunteered, and so Chairman Patterson called on the following people for comment.

Robert E. Colton, Delaware Jockey's Association, Director: Mr. Colton thanked Mr. Daney for his devotion to the horseracing and all those involved, and shared a private story in recognition of Mr. Daney's compassion. Commissioner Stegemeier reported that the Delaware Jockey's Health Plan administered by Mr. Colton, held a nutrition seminar two weeks ago (June 20, 2012) with participation from the University of Delaware, at the White Clay Creek Country Club for jockeys and their spouses as part of our health and welfare plan. Commissioner Stegemeier thanked Mr. Colton for a successful event.

<u>John E. Mooney, Delaware Park, Executive Director of Racing:</u> Mr. Mooney reported that the draw for the Delaware Oaks will take place later this morning.

### 9. EXECUTIVE SESSION

At 11:45 a.m., upon a motion duly made and seconded, the commission was moved into executive session to discuss matters relating to personnel matters. The executive session meeting was held in the Stewards' Office at the DTRC licensing building.

# 10. ADJOURNMENT

At 12:13 p.m. Chairman Patterson adjourned the meeting. The commission will meet next on Wednesday, August 8, 2012, at 10:15 a.m., for a Public Hearing and meeting.

DELAWARE PARK 2012 BREAKDOWN/INJURY STATISTICS

through June 30, 2012							2011	2010	2009	2008	2007	2006	2005	2004	2003	2002
	May-12	Jun-12	Jul-12	Aug-12	Sep-12	Sep-12 Oct/Nov12	total	total	total	total	total	total	total	total	total	total
# STARTED THIS MONTH	656	978												1000		
# STARTED TO DATE	929	1634					7377	8177	8188	8460	8536	9318	10100	2966	10,184	10,962
Horses added to Vet's list	23	31					176	133	167	189	171	185	210			
Prerace scratches	80						69	51	44	80	53	76	6			
Gate scratches	2	7					20	27	35	27	37	27	31			
Pulled up/return lame	0	00					09	4	29	55	63	71	69			
Other	-						31	41	29	27	18	7	20			
Removed via ambulance					A STATE OF THE PROPERTY OF THE								+			
racing	7	e					42	21	38	35	38	45	46			
training	-	က					6	16	10	8	9	10	9			
Total racing fatalities	2	6					20	14	14	8	-	12	ñ	ç	ţ	č
M-S fatalities		-					1	12		1		4	2	2		2
Sudden death/heart att	0	-			The second second second second		-	2	0	0	0	0 0	0			
Other							0	0		-	-	-	0			
*fatal M-S rac. inj/1000 sts	3.05	1.84					2.58	1.47	~	1.77	1.17	0.97	1.49	-	1.67	1.56
( *cumulative)																
Total training fatalities		0					7	4.5	α	7	ц	a	7			
M-S fatalities								10								
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# Delaware Certified Bonus Monthly Balance

Balance	\$ 792,386	\$ 649,306.
Oct/Nov		
Sept		
Ang		
July		
June		142,000
May	124,420.50	1,080
Available Funds		792,386.13
2012	↔	↔

# DELAWARE CERTIFIED THOROUGHBRED PROGRAM Sunday, July 01, 2012

2010 DCTP Applications	Foals	Yearlings	Totals
Jan - Mar	0	15	15
Apr - Jun	6	77	83
Jul - Sept	25	110	135
Oct - Dec	46	166	212
Total Applications	77	368	445
2011 DCTP Applications	Foals	Yearlings	Totals
Jan - Mar	0	31	31
Apr - Jun	3	57	60
Jul - Sept	9	63	72
Oct - Dec	44	119	163
Total Applications	56	270	326
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2012 DCTP Applications	Foals	Yearlings	Totals
Jan - Mar	0	25	25
Apr - Jun	1	47	48
Jul - Sept	0	0	0
Oct - Dec	0	0	0
Total Applications	1	72	73

Total DCTP Applications to date: 2981

2012 DCTP Horses of Racing Age: 2850

347 (2 yr. olds), 451 (3 yr. olds), 476 (4 yr. olds), 1576 (older horses),

<u>Year</u>	# of Starters	# of Starts	<u>1st</u>	2nd	3rd	15% DCTP Earnings	15% Certifier Awards	Total Annual Awards
2012 2011 2010 2009 2008 2007 2006 2005 2004* 2003*	169 414 364 287 210 271 139 99 56	282 1331 1150 922 690 608 476 366 134	42 166 142 105 94 90 68 52 20	43 189 180 120 82 87 61 49	41 181 146 121 109 102 72 53 19	\$ 133,240.25 \$ 715,099.86 \$ 705,631.25 \$ 511,810.00 \$ 367,963.60 \$ 331,809 \$ 201,286.80 \$ 179,690.00 \$ 44,947.00	\$133,240.25 \$773,251.86 \$778,203.75 \$584,382.50 \$433,265.20 \$355,609 \$214,936.80 \$193,340.00 \$44,947.00	\$ 266,480.50 \$ 1,488,351.72 \$ 1,483,835.00 \$1,096,193 \$801,229 \$687,418 \$416,224 \$373,030 \$89,894
2003	9	17	7	3	2	\$13,505.00	\$13,505.00	\$27,010

Total DCTP \$6,729,664.12

<sup>\*</sup> DCTP owners and certifiers received 10% each bonuses in 2003 & 2004

<sup>\*</sup> DCTP owners and certifiers received 15% each bonuses in 2005 thru May 2008

<sup>\*</sup> DCTP owners and certifiers received 20% each bonuses beginning June 1, 2008

<sup>\*</sup> DCTP owners and certifiers received 25% each bonuses beginning April 25, 2009

<sup>\*</sup> DCTP owners and certifiers received 20% each bonuses beginning April 30, 2011

<sup>\*</sup> DCTP owners and certifiers received 15% each bonuses beginning May 12, 2012